THE HONOURABLE SRI JUSTICE

A.GOPAL REDDY

W.P.No.7933 of 2006

Dt.20-04-2006

Between:

1.Katti Lakshmaiah and others

..Petitioner

and

1. Dist. Collector, Nellore and another

..Respondents.

THE HONOURABLE SRI JUSTICE

A.GOPAL REDDY

W.P.No.7933 of 2006

Oral Order:

Notice of public auction issued by the M.R.O., Chilakur Mandal in RCB 322/055 dated 09-03-2006 notifying the auction of Japan Babul Trees situated in Sy.Nos.70, 73 to 76, 712, 715 to 717 to an extent of 225.64 acres of Varagali, Chilakur Mandal, Nellore District on 04-04-2006 is the subject matter of challenge in the writ petition contending that petitioners, 5 in number, were assigned 2 acres of land each in the above said survey numbers where Japan Babul Trees are grown as the land is not fit for cultivation and the same has been included in the total area of 225.64 acres notified in the auction notice.

Learned counsel for the petitioners submits that auction proposed on 04-04-2006 has not been proceeded and at any time the respondents may issue fresh auction notification.

Since Adangals produced along with writ petition disclose about patta granting to the petitioners of 2 acres each in Sy.Nos.712/4, 713/9, 715/3, 716/5 and 717/5, petitioners shall submit their representation to the M.R.O. within one week from today. If the auction is not proceeded as per the schedule, and if any date is notified, the land which is assigned, if not cancelled, shall not be included in the auction notification. Until necessary orders are passed on the application M.R.O. shall not proceed with the auction to the extent of land, where Japan Babul Trees are grown, assigned to the petitioners.

The writ petition is accordingly disposed of. No costs.

_____ A.GOPAL REDDY, J.

20-04-2006

Note: Issue CC in three days.

(bo)

Murthy